

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

| | |
|--|---|
| <p>TERI SUZANE AGETON, Plaintiff, v. NICHOLAS JEROME HOPKINS and TEAM BIONDI, LLC, Defendants.</p> | <p>4:21-cv-21-4148 COMPLAINT AND DEMAND FOR JURY TRIAL</p> |
|--|---|

Plaintiff Teri Suzane Ageton, through her counsel, for her Complaint against Defendants Nicholas Jerome Hopkins and Team Biondi, LLC, states:

Parties

1. Plaintiff Teri Suzanne Ageton (“Teri”) is, and at all relevant times was, a resident of Brandon, Minnehaha County, South Dakota.
2. Defendant Nicholas Jerome Hopkins (“Hopkins”) is a resident of the State of Pennsylvania.
3. Defendant Team Biondi, LLC (“Team Biondi”) is a limited liability company that is incorporated in Pennsylvania, with its principal place of business also in Pennsylvania, and its members residence also being in Pennsylvania.

Jurisdiction and Venue

4. This Court has jurisdiction under 28 U.S.C. § 1332, diversity of citizenship.
5. The damages at issue exceed \$75,000.
6. This Court is the proper venue under 28 U.S.C. § 1331(b)(2).

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Background and Facts

7. On February 1, 2019, Hopkins was operating a 2020 Kenworth-KEWT TT, VIN no. 1XKYDP9X2GJ115451 (“the truck”).
8. Hopkins was working as an agent or employee of Team Biondi and was acting within the course and scope of his employment.
9. Team Biondi owned the truck.
10. Team Biondi authorized Hopkins to drive and operate the truck.
11. Hopkins was driving the truck east on Interstate 90 near mileposts 399 and 400 in Sioux Falls, South Dakota.
12. Hopkins estimated his speed of travel to be 70 mph. A true and correct copy of the accident report is attached to this Complaint as **Exhibit 1**.
13. The speed limit was 65 mph.
14. Teri was also driving east on Interstate 90.
15. Hopkins collided with the rear of the vehicle that Teri was driving.
16. As a result of the collision, Teri’s vehicle ended up in the median.
17. As a direct and proximate result of this crash, Teri has experienced physical pain and suffering, mental anguish, fear of imminent death, loss of enjoyment of life, disability, general weakening of the body, emotional distress and embarrassment, inconvenience, general damages in an amount to be determined by the trier of fact, medical expenses in excess of \$25,000, lost income, and other special damages in an amount yet to be determined. Some losses are permanent or continuing and she will continue to suffer losses in the future.

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Count 1
Negligence

18. Teri Ageton restates the preceding paragraphs of this Complaint as though fully set forth herein.

19. Hopkins negligently, carelessly, and illegally operated the truck, thereby causing the collision involving the parties to this lawsuit on February 1, 2019.

20. Hopkins was speeding.

21. Hopkins failed to drive the truck “as nearly as practicable entirely within a single lane and may not be moved from such lane until the driver has first ascertained that such movement can be made with safety” as required by SDCL § 32-26-6.

22. Among other negligent or dangerous acts, Hopkins was driving without due caution, failed to keep a proper watch, failed to keep a reasonable distance, operated the truck without regard to the presence or physical safety of the public, including Teri, and failed to control the truck, causing him to crash into Teri’s vehicle.

23. As a direct and proximate result of Hopkin’s negligence, Teri has experienced, and will experience in the future, lost wages, pain and suffering, mental anguish, loss of enjoyment of life, disability, emotional distress, anguish and embarrassment and other damages in an amount to be determined by a jury.

24. Team Biondi is liable for the torts of Hopkins under the doctrine of respondeat superior for the damages Teri has suffered and will suffer because of the crash.

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25. As a direct and proximate result of the negligence and carelessness of Hopkins, Teri Ageton sustained the damages described above, for which Hopkins and Team Biondi are jointly, severably, directly, and/or vicariously liable.

Count 2
Negligence Per Se

26. Teri restates the preceding paragraphs of this Complaint as though fully set forth herein.

27. Law enforcement cited Hopkins for violating SDCL § 32-26-6 (Lane driving required—Changing lanes—Violation as misdemeanor).

28. SDCL § 32-26-6 is designed to protect the public safety of travelers on public roads and highways.

29. Teri is a member of the class of people meant to be protected by SDCL § 32-26-6.

30. Hopkins admitted to violating SDCL § 32-26-6 by pleading guilty to the citation.

31. Hopkins violated SDCL § 32-26-6.

32. Teri has suffered injuries that are permanent and disabling which required, and will require in the future, medical treatment and accompanying medical expenses.

33. As a direct and proximate result of Hopkin's negligence, Teri has experienced, and will experience in the future, lost wages, pain and suffering, mental anguish, loss of enjoyment of life, disability, emotional distress, anguish and embarrassment and other damages in an amount to be determined by a jury.

34. Team Biondi is liable for the torts of Hopkins under the doctrine of respondeat superior for the damages Teri has suffered and will suffer because of the collision.

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35. As a direct and proximate result of the negligence and carelessness of Hopkins, Teri sustained the damages described above, for which Hopkins and Team Biondi are jointly, severably, directly, and/or vicariously liable.

Count 3
Respondeat Superior

36. Teri restates the preceding paragraphs of this Complaint as though fully set forth herein.

37. The collision and resulting injuries and damages to Teri were caused solely by the negligence of Hopkins.

38. Hopkins was operating the truck on behalf of Team Biondi.

39. The collision with Teri occurred within the course and scope of Hopkins' employment with Team Biondi.

40. Hopkins was operating the truck for the benefit of, or in furtherance of the interests of, Team Biondi.

41. Hopkins' actions when he struck Teri's vehicle were reasonably foreseeable and, thus, imputable to Team Biondi under the doctrine of respondeat superior.

42. As a result of Hopkins's negligence, Team Biondi is vicariously liable for Hopkins's negligent acts.

Requested Relief

Teri Ageton requests the following relief:

1. Enter judgment in Teri's favor.
2. Award Teri's damages, plus pre- and post-judgment interest to the fullest extent allowed by law.

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3. Award attorneys' fees, disbursements, and costs as allowed by law.
4. Grant such other further relief as the Court deems appropriate under the circumstances.

Demand for Jury Trial

Teri Ageton respectfully demands a trial by jury on all issues so triable.

Dated: August 25, 2021.

FULLER, WILLIAMSON, NELSEN
& PREHEIM, LLP

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JS 44 (Rev. 12/12)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS
TERI SUZANE AGETON**DEFENDANTS**
NICHOLAS JEROME HOPKINS and TEAM BIONDI, LLC(b) County of Residence of First Listed Plaintiff Minnehaha, County
(EXCEPT IN U.S. PLAINTIFF CASES)County of Residence of First Listed Defendant State of Pennsylvania

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.(c) Attorneys (Firm Name, Address, and Telephone Number)
Derek A. Nelsen and Eric T. Preheim
Fuller & Williamson, LLP, 7521 S. Louise Ave., Sioux Falls, SD 57108
(605) 333-0003

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- | | |
|--|---|
| <input type="checkbox"/> 1 U.S. Government Plaintiff | <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) |
| <input type="checkbox"/> 2 U.S. Government Defendant | <input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III) |

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

| | PTF | DEF | | PTF | DEF |
|---|---------------------------------------|---------------------------------------|---|----------------------------|---------------------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

| CONTRACT | TORTS | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES |
|--|--|--|---|---|
| <input type="checkbox"/> 110 Insurance | PERSONAL INJURY | PERSONAL INJURY | <input type="checkbox"/> 422 Appeal 28 USC 158 | <input type="checkbox"/> 375 False Claims Act |
| <input type="checkbox"/> 120 Marine | <input type="checkbox"/> 310 Airplane | <input type="checkbox"/> 365 Personal Injury - Product Liability | <input type="checkbox"/> 423 Withdrawal 28 USC 157 | <input type="checkbox"/> 400 State Reapportionment |
| <input type="checkbox"/> 130 Miller Act | <input type="checkbox"/> 315 Airplane Product Liability | <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability | PROPERTY RIGHTS | <input type="checkbox"/> 410 Antitrust |
| <input type="checkbox"/> 140 Negotiable Instrument | <input type="checkbox"/> 320 Assault, Libel & Slander | <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability | <input type="checkbox"/> 820 Copyrights | <input type="checkbox"/> 430 Banks and Banking |
| <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment | <input type="checkbox"/> 330 Federal Employers' Liability | <input type="checkbox"/> 370 Other Fraud | <input type="checkbox"/> 830 Patent | <input type="checkbox"/> 450 Commerce |
| <input type="checkbox"/> 151 Medicare Act | <input type="checkbox"/> 340 Marine | <input type="checkbox"/> 371 Truth in Lending | <input type="checkbox"/> 840 Trademark | <input type="checkbox"/> 460 Deportation |
| <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) | <input type="checkbox"/> 345 Marine Product Liability | <input type="checkbox"/> 380 Other Personal Property Damage | LABOR | <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations |
| <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits | <input checked="" type="checkbox"/> 350 Motor Vehicle | <input type="checkbox"/> 385 Property Damage Product Liability | <input type="checkbox"/> 710 Fair Labor Standards Act | <input type="checkbox"/> 480 Consumer Credit |
| <input type="checkbox"/> 160 Stockholders' Suits | <input type="checkbox"/> 355 Motor Vehicle Product Liability | | <input type="checkbox"/> 720 Labor/Management Relations | <input type="checkbox"/> 490 Cable/Sat TV |
| <input type="checkbox"/> 190 Other Contract | <input type="checkbox"/> 360 Other Personal Injury | | <input type="checkbox"/> 740 Railway Labor Act | <input type="checkbox"/> 850 Securities/Commodities/ Exchange |
| <input type="checkbox"/> 195 Contract Product Liability | <input type="checkbox"/> 362 Personal Injury - Medical Malpractice | | <input type="checkbox"/> 751 Family and Medical Leave Act | <input type="checkbox"/> 890 Other Statutory Actions |
| <input type="checkbox"/> 196 Franchise | | | <input type="checkbox"/> 790 Other Labor Litigation | <input type="checkbox"/> 891 Agricultural Acts |
| REAL PROPERTY | CIVIL RIGHTS | PRISONER PETITIONS | SOCIAL SECURITY | <input type="checkbox"/> 893 Environmental Matters |
| <input type="checkbox"/> 210 Land Condemnation | <input type="checkbox"/> 440 Other Civil Rights | Habeas Corpus: | <input type="checkbox"/> 861 HIA (1395ff) | <input type="checkbox"/> 895 Freedom of Information Act |
| <input type="checkbox"/> 220 Foreclosure | <input type="checkbox"/> 441 Voting | <input type="checkbox"/> 463 Alien Detainee | <input type="checkbox"/> 862 Black Lung (923) | <input type="checkbox"/> 896 Arbitration |
| <input type="checkbox"/> 230 Rent Lease & Ejectment | <input type="checkbox"/> 442 Employment | <input type="checkbox"/> 510 Motions to Vacate Sentence | <input type="checkbox"/> 863 DIWC/DIWW (405(g)) | <input type="checkbox"/> 899 Administrative Procedure |
| <input type="checkbox"/> 240 Torts to Land | <input type="checkbox"/> 443 Housing/ Accommodations | <input type="checkbox"/> 530 General | <input type="checkbox"/> 864 SSID Title XVI | Act/Review or Appeal of Agency Decision |
| <input type="checkbox"/> 245 Tort Product Liability | <input type="checkbox"/> 445 Amer. w/Disabilities - Employment | <input type="checkbox"/> 535 Death Penalty | <input type="checkbox"/> 865 RSI (405(g)) | <input type="checkbox"/> 950 Constitutionality of State Statutes |
| <input type="checkbox"/> 290 All Other Real Property | <input type="checkbox"/> 446 Amer. w/Disabilities - Other | Other: | | |
| | <input type="checkbox"/> 448 Education | <input type="checkbox"/> 540 Mandamus & Other | IMMIGRATION | |
| | | <input type="checkbox"/> 550 Civil Rights | <input type="checkbox"/> 462 Naturalization Application | |
| | | <input type="checkbox"/> 555 Prison Condition | <input type="checkbox"/> 465 Other Immigration Actions | |
| | | <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement | | |

V. ORIGIN (Place an "X" in One Box Only)

- | | | | | | |
|---|---|--|---|--|---|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from Another District (specify) | <input type="checkbox"/> 6 Multidistrict Litigation |
|---|---|--|---|--|---|

VI. CAUSE OF ACTIONCite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. 1332Brief description of cause:
Plaintiff alleges injuries and damages sustained as a result of motor vehicle collision caused by Def. Hopkins.**VII. REQUESTED IN COMPLAINT:**

| | | |
|---|-----------|---|
| <input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. | DEMAND \$ | CHECK YES only if demanded in complaint: JURY DEMAND: |
|---|-----------|---|

 Yes No**VIII. RELATED CASE(S)**

IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

08/25/2021

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE



| | | | |
|---|--|--|--|
| STATE OF SOUTH DAKOTA INVESTIGATOR'S MOTOR VEHICLE TRAFFIC ACCIDENT REPORT | | Mail to: Office of Accident Records, 118 W. Capitol Ave., Pierre, SD 57501 | |
| | | TraCS ID: 153366-099 | TraCS Sequence: 1902050021 |
| Form DPS - AR1 12/12/2014 | | Agency Use | Report Type |
| Is this only a Wild Animal Hit Report? | Agency Name SD HIGHWAY PATROL | Date of Accident 02/01/2019 | Time of Accident 18:55 Hrs. |
| Reporting Officer Last Name SIEVE | Reporting Officer First Name LUCAS | Reporting Officer Middle Name | Reporting Officer # 099-153366 |

| | | | | | |
|--|--|-----------------------------|--|---|--|
| Location Description ON I 90 E 0.22 MILES WEST OF I 90 E1 | | | | | |
| Latitude 43.605644 | | Longitude -96.701745 | | | |
| L County 50 | County Name 50 - MINNEHAHA | | City or Rural 1225 - Sioux Falls | | Roadway Surface Condition 03 - Snow |
| C On Road, Street, or Highway | I 90 E | | | Roadway Surface Type 01 - Concrete | |
| A At Intersection with | Roadway Align/Grade 01 - Straight and level | | | | |
| I Distance 0.4567 | Units Miles/Tenths | Direction of East | MRM (milepost) 399.56 | Relation to Junction 05 - Intersection related | |
| Distance | Units | Direction and | Distance | Units | Direction of |
| Junction or Intersecting Street | | | Name of Junction, Road, Street, or Highway | | |

V

| | | | | | | |
|--|--|--|-------------------|--|-----------------------------------|---|
| Unit Type 01 - Motor vehicle in transport with driver | | | | Hit and Run 02 - No | | |
| Driver's Name - Last HOPKINS | | First NICHOLAS | | Middle JEROME | | |
| Address 13 PLUM PL | | Address (Line 2) | | | | |
| City SCRANTON | | State PA | Zip 18509 | Date of Birth 02/25/1959 | Sex 1 - Male | |
| Non - Motorist Location 96 - Not Applicable | | | | | | |
| Phone 5708801195 | | DL State PA | DL Class A | Non - Motorist Action 96 - Not Applicable | | |
| DL Status 01 - Normal within restrictions | | | | | | |
| Non - Motorist Contributing Circumstances (Up to Two) 96 - Not Applicable | | | | | | |
| Driver Contributing Circumstances (Up to Two) 01 - Failed to yield to vehicle | | Drug Use 00 - None used | | Drug Test 02 - Test not given | | |
| Vision Contributing Circumstance 01 - Weather condition | | Alcohol Use 00 - None used | | Alcohol Test 91 - Test not given | | |
| Injury Status 05 - No injury | | Ejection 00 - Not ejected | | | | |
| Saftey Equipment 03 - Lap belt and shoulder harness used | | Citation Charge? 01 - Yes | | | | |
| Seating Position 01 - Operator | | Citation #1 32-26-6 - LANE DRIVING REQUIRED / ILLEGAL LANE CHANGE | | | | |
| Air Bag Deployed 00 - Not deployed | | Citation #2 | | | | |
| Transported To | | Citation #3 | | | | |
| Source of Transport 00 - Not Transported | | Citation #4 | | | | |
| U N I T | Is Driver the Owner No | | | | | |
| 001 | Owner's Name - Last LLC | | First TEAM | Middle BIONDI | | |
| Address 248 EASTON TURNPIKE LAKE | | | Address (Line 2) | | | |
| City ARIEL | | State PA | Zip 18436 | Red Tag A502086 | | |
| Year 2020 | Make Kenworth - KEWT | Model TT | | VIN 1XKYDP9X2GJ115451 | | |
| License Plate # AG48074 | | State PA | Year 2019 | Estimated Travel Speed 70 | Speed - How | Estimated? 02 - Driver Statement |
| Speed Limit 65 | Total Occupants 1 | Damage Extent 01 - Minor Damage | | | Vehicle Towed 02 - No | |
| Damage Amount (Vehicle and Contents) 200 | | Insurance Co. Name 21962 - PENNSYLVANIA INSURANCE COMPANY | | | | |
| Insurance Policy # 40088 | | | | Effective Date 04/13/2018 | Expiration Date 04/13/2019 | |
| Emergency Vehicle Use? 02 - No | | Vehicle Configuration 21 - Tractor/semi-trailer | | | | |
| Trailer Type 01 - Semi-trailer/double/triple | | Cargo Body Type | | | | |
| Direction of Travel Before Crash 03 - Eastbound | | Trailer LP # Attached to Power Unit PT074A4 | | State PA | Year 2019 | |
| Initial Point of Impact 01 - Position 1 | Most Damaged Area 01 - Position 1 | Trailer 2 License Plate # | | State | Year | |
| Underride/Override 00 - No underride or override | | Trailer 3 License Plate # | | State | Year | |

| | | | | | |
|--|--|-------------------------------|---|---------------------------------|------|
| Traffic Control Device Type 00 - No controls | Vehicle Contributing Circumstance 00 - None | | | | |
| Vehicle Maneuver 01 - Straight ahead | Road Contributing Circumstance 00 - None | | | | |
| First Event 25 - Motor vehicle in transport | Second Event | | | | |
| Third Event | Fourth Event | | | | |
| Most Harmful Event for this Vehicle 25 - Motor vehicle in transport | | | | | |
| <p>? Does the accident involve one or more of the following:</p> <ul style="list-style-type: none"> • a truck having a GCWR of 10,001 or more pounds; OR • a vehicle displaying a hazardous material placard; OR • a vehicle designed to transport 9 or more people, including driver | | | <p>Did the accident result in one or more of the following:</p> <ul style="list-style-type: none"> • a fatality; OR • an injury requiring transportation for immediate medical attention; OR • a vehicle was disabled requiring a towaway from the scene | | |
| Accident Involved Vehicle - Purpose | | | Carrier Name | | |
| Street Address | | | Street Address (Line 2) | | |
| City | State | Zip | US DOT # 98 | GVWR | GCWR |
| Hazardous Material Released? | Hazardous Material Content Code | Hazardous Material Class Code | | Hazardous Materials Description | |

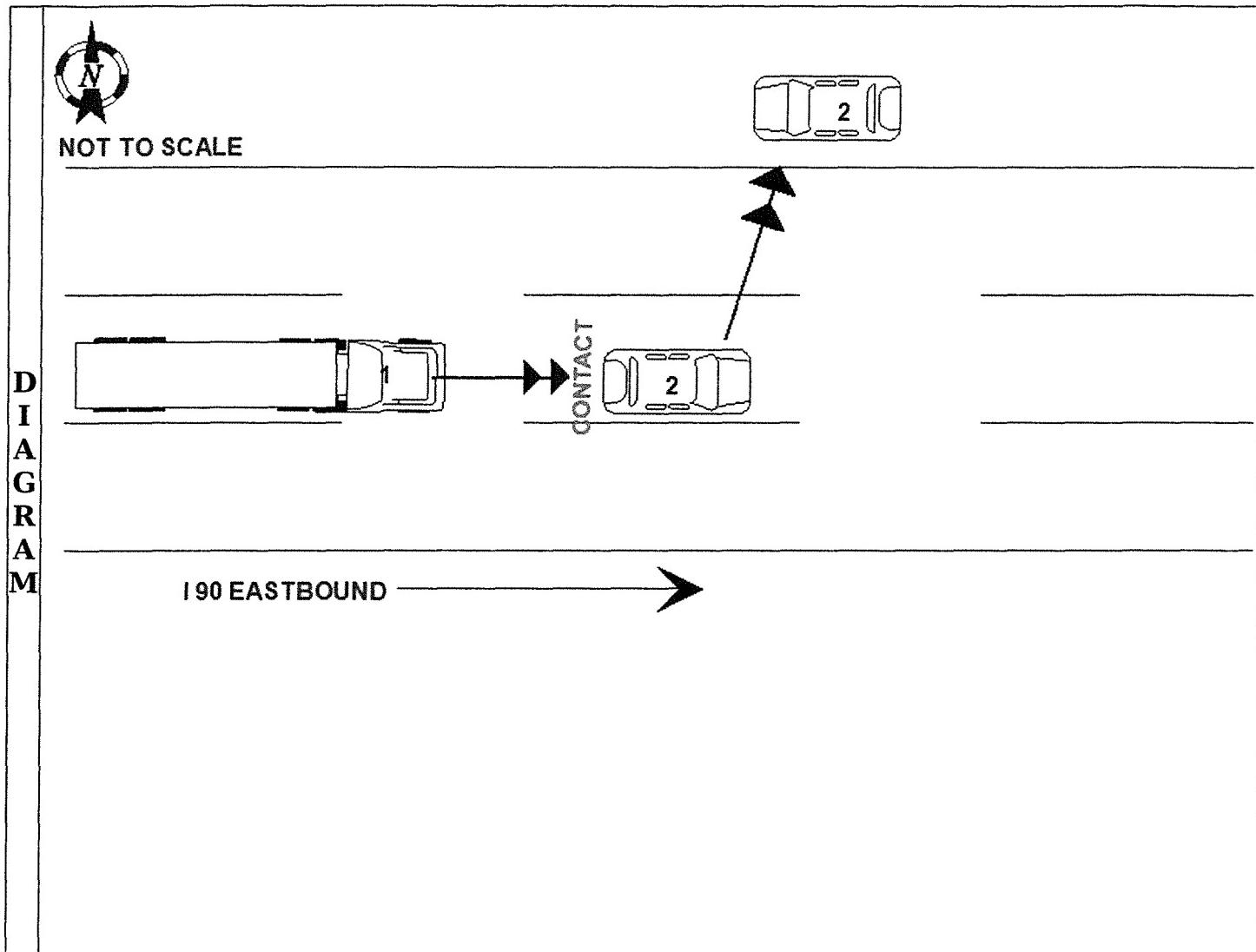
| | | | | | |
|--|---|--|--|--|-----------------------------------|
| Unit Type 01 - Motor vehicle in transport with driver | | | | Hit and Run 02 - No | |
| Driver's Name - Last AGETON | | First TERI | Middle SUZANE | | |
| Address 109 W ALPINE CIR | | Address (Line 2) | | | |
| City BRANDON | | State SD | Zip 57005 | Date of Birth 11/03/1964 | Sex 2 - Female |
| Non - Motorist Location 96 - Not Applicable | | | | | |
| Non - Motorist Action 96 - Not Applicable | | | | | |
| Non - Motorist Contributing Circumstances (Up to Two) 96 - Not Applicable | | | | | |
| Driver Contributing Circumstances (Up to Two) 00 - None | | | Drug Use 00 - None used | | |
| Vision Contributing Circumstance 00 - None | | | Drug Test 02 - Test not given | | |
| | | | Alcohol Use 00 - None used | | |
| | | | Alcohol Test 91 - Test not given | | |
| Injury Status 05 - No injury | | | Ejection 00 - Not ejected | | |
| Saftey Equipment 03 - Lap belt and shoulder harness used | | | Citation Charge? 02 - No | | |
| Seating Position 01 - Operator | | | Citation #1 | | |
| Air Bag Deployed 00 - Not deployed | | | Citation #2 | | |
| Transported To | | | Citation #3 | | |
| Source of Transport 00 - Not Transported | | | Citation #4 | | |
| U | Is Driver the Owner Yes | | | | |
| N | Owner's Name - Last AGETON | | First TERI | Middle SUZANE | |
| I | Address 109 W ALPINE CIR | | Address (Line 2) | | |
| T | City BRANDON | | State SD | Zip 57005 | Red Tag A502083 |
| 002 | Year 1999 | Make Chevrolet - CHEV | Model MONTE CARLO | VIN 2G1WW12M4X9202993 | |
| | License Plate # 1H6794 | | State SD | Year 2019 | Estimated Travel Speed |
| | Speed Limit 65 | Total Occupants 1 | | Damage Extent 01 - Minor Damage | |
| | Damage Amount (Vehicle and Contents) 2000 | | Insurance Co. Name 25151 - STATE FARM GENERAL INSURANCE COMPANY | | |
| | Insurance Policy # 098 2738 A20 41G | | | Effective Date 01/20/2019 | Expiration Date 07/20/2019 |
| | Emergency Vehicle Use? | | Vehicle Configuration 01 - Passenger car | | |
| | Trailer Type 00 - No trailer/attachment | | Cargo Body Type 00 - No cargo body | | |
| | Direction of Travel Before Crash 03 - Eastbound | | Trailer LP # Attached to Power Unit | State | Year |
| | Initial Point of Impact 08 - Position 8 | Most Damaged Area 08 - Position 8 | Trailer 2 License Plate # | State | Year |
| | Underride/Override 00 - No underride or override | | Trailer 3 License Plate # | State | Year |
| | Traffic Control Device Type 00 - No controls | | Vehicle Contributing Circumstance 00 - None | | |
| | Vehicle Maneuver 01 - Straight ahead | | Road Contributing Circumstance 00 - None | | |

| | | | | | |
|---|---------------------------------|--|---|------|------|
| First Event 25 - Motor vehicle in transport | | Second Event 04 - Ran off road left | | | |
| Third Event | | Fourth Event | | | |
| Most Harmful Event for this Vehicle 25 - Motor vehicle in transport | | | | | |
| Does the accident involve one or more of the following: | | | Did the accident result in one or more of the following: | | |
| <ul style="list-style-type: none"> • a truck having a GCWR of 10,001 or more pounds; OR • a vehicle displaying a hazardous material placard; OR • a vehicle designed to transport 9 or more people, including driver | | | <ul style="list-style-type: none"> • a fatality; OR • an injury requiring transportation for immediate medical attention; OR • a vehicle was disabled requiring a towaway from the scene | | |
| Accident Involved Vehicle - Purpose | | | Carrier Name | | |
| Street Address | | | Street Address (Line 2) | | |
| City | State | Zip | US DOT # 98 | GVWR | GCWR |
| Hazardous Material Released? | Hazardous Material Content Code | Hazardous Material Class Code | Hazardous Materials Description | | |

| | | | |
|---|--|--|--|
| Work Zone Related? 02 - No | First Harmful Event? 25 - Motor vehicle in transport | | |
| Workers Present? | | | |
| Work Zone 96 - Not Applicable | Location of First Harmful Event 01 - On roadway | | |
| Work Zone Location 96 - Not Applicable | Trafficway Description 03 - Two-way, divided, unprotected (painted >4 feet) median | | |
| Manner of Collision 04 - Sideswipe, same direction | Light Condition 03 - Dark - lighted roadway | | |
| School Bus Related? 00 - No | Weather Conditions (up to two) 05 - Snow | | |

| | | | |
|------------|---|------------|--------------------|
| D O | Damaged Object (Property Other Than Vehicles) | | Estimate of Damage |
| A B | Owner's Full Name - Last | First Name | Middle Name |
| M J | Address | | Address (Line 2) |
| A E | | | |
| G C | | | |
| E T | City | State | Zip |
| D | | | |

| | | | | |
|------------|------------------|-----------|---------------------|---------------|
| I P | Unit # | Last Name | First Name | Middle Name |
| N E | Address | | Address (Line 2) | |
| J R | City | State | Zip | Date of Birth |
| U S | Injury Status | | Ejection | |
| R O | Seating Position | | Safety Equipment | |
| E N | Air Bag Deployed | | Source of Transport | |
| D | Transported to | | EMS Trip # | |

**NARRATIVE**

UNIT 1 WAS TRAVELING EASTBOUND ON I 90 NEAR MILE MARKER 399 WHEN IT COLLIDED WITH THE REAR END OF UNIT 2 ON I 90. UNIT 2 CONTINUED INTO THE MEDIAN AND CAME TO A REST.

| | | | |
|----------|------------------|------------|-------------|
| W | Last Name | First Name | Middle Name |
| I | Address | | |
| T | Address (Line 2) | | |
| N | City | State | Zip |
| E | | | Phone # |
| S | | | |

| | | | |
|--|--|--------------------------------|---------------------------------|
| Date Notified 02/01/2019 | Time Notified 18:55 Hrs. | Date Arrived 02/01/2019 | Time Arrived 18:55 Hrs. |
| Agency Type 01 - Highway patrol | Investigation Made at Scene? 01 - Yes | Photos Taken? N | Date Approved 02/05/2019 |
| Approval Officer | Last Name WOSJE | First Name MATT | Middle Name |